



1-21-00 CPA/Gar 1616 \$

Patent
Attorney's Docket No. 028870-080

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application No.: 09/012,272

Examiner: J. PAK

Art Unit: 1616

JAN 25 2000

REQUEST FORM FOR CONTINUING PROSECUTION
APPLICATION UNDER 37 C.F.R. § 1.53(d)

TECH CENTER 1600/2800

Box CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. § 1.53(d) (Continuing Prosecution Application) of prior Application No. 09/012,272, filed on January 23, 1998, for Bioactive Glass Treatment of Inflammation in Skin Conditions by the following named inventor(s):

- (a) Full Name Sean Lee
- (b) Full Name James L. Meyers

The above-identified prior application is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 C.F.R. § 1.53(b) must be used for applications where the prior application is not to be abandoned.)

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all other applications in the same file wrapper.

1. ☐ Enter the amendment previously filed on _ under 37 C.F.R. § 1.116, but unentered, in the prior application.
2. ☐ The election made previously in the prior application does not carry over to this application.
3. ☐ A preliminary amendment is enclosed.
4. ☒ 1 statement(s) claiming small entity status ☐ is/are enclosed
☒ was filed in prior Application No. 09/012,272, filed on January 23, 1998.
5. ☒ The filing fee is calculated below on the basis of the claims existing in the prior application as amended at 1 and 3 above:

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CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					(101) \$ 690.00
Total Claims	8	MINUS 20 =	-0-	x \$18 = (103)	-0-
Independent Claims	1	MINUS 3 =	-0-	x \$78 = (102)	-0-
If multiple dependent claims are presented, add \$260.00					(104) -0-
Total Application Fee					690.00
If small entity status is claimed, subtract 50% of Total Application Fee					345.00
TOTAL APPLICATION FEE DUE					\$345.00

6. ☐ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
7. ☐ A check in the amount of \$_____ is enclosed for the fee due.
8. ☒ Charge \$ 1,025.00 (\$345.00/Filing fee and \$680.00/4 month Extension of time) to Deposit Account No. 02-4800 for the fee due.
9. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
10. ☐ Priority of Application No. __, filed on __, in __ (country) is claimed under 35 U.S.C. § 119.
- ☐ The certified copy of the priority application
- ☐ is enclosed
- ☐ was filed on __ in prior Application No. __; filed on __
- ☐ has not yet been filed.
11. ☒ Also enclosed 4 month Extension of Time.
12. ☒ The power of attorney in the prior application is to Ronald L. Grudziecki, Reg. No. 24,970.
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

- c. ☒ Recognize as Associate Attorney or Agent Allen R. Baum, Reg. 36,086.
d. ☒ Address all future communications to: (May only be completed by
applicant, or attorney or agent of record.)

Ronald L. Grudziecki
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

1/19/2000
Date

By: Allen R. Baum
Allen R. Baum
Registration No. 36,086

Address of
signator:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
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(919) 941-9240

- ☐ inventor(s)
☐ assignee of complete interest
☒ attorney or agent of record
☐ filed under 37 C.F.R. § 1.34(a)

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Date of Deposit 1/19/00

I hereby certify that this paper or fee
is being deposited with the United States
Postal Service "Express Mail Post Office to
Addressee" service under 37 CFR 1.10 on
the date indicated above and is addressed to
the Commissioner of Patents and Trademarks,
Washington, D.C. 20231.

Donnie S. Dietrich
(Typed or printed name of person mailing
paper or fee)
Donnie S. Dietrich
(Signature of person mailing paper or fee)